

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 19

January 26, 2021

SUMMARY OF BILL: Expands the offenses of assault against a first responder and aggravated assault against a first responder to include offenses against nurses.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- This analysis assumes individuals charged with assault against first responder pursuant to this legislation would be charged with a Class A misdemeanor offense of assault pursuant to Tenn. Code Ann. § 39-13-101 under current law.
- Pursuant to Tenn. Code Ann. § 39-13-116(c)(1), assault against a first responder is a Class A misdemeanor offense punished by a mandatory fine of \$5,000 and a mandatory minimum sentence of 30 days incarceration.
- The proposed legislation will not result in a sufficient number of Class A misdemeanor prosecutions for state or local government to experience any significant increase in revenue or expenditures.
- This analysis assumes individuals charged with aggravated assault against a first responder pursuant to this legislation would be charged with a Class C felony offense of aggravated assault pursuant to Tenn. Code Ann. § 39-13-102 under current law.
- Pursuant to Tenn. Code Ann. § 39-13-116(c)(2), aggravated assault against a first responder is punished by a mandatory fine of \$15,000 and a mandatory minimum sentence of 90 days incarceration.
- Based on information provided by the Department of Correction, the average time served for a Class C felony is 1.49 years.
- While the proposed legislation establishes mandatory sentence minimums, this analysis assumes that the offender will serve the established average sentence length.
- Any impact to state incarceration is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Bojan Savic". The signature is written in a cursive, flowing style.

Bojan Savic, Interim Executive Director

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